

04-6964 JOHNSON V. CALIFORNIA

DECISION BELOW: Unreported

QUESTION PRESENTED

Whether to establish a prima facie case under Batson v. Kentucky, 476 U.S. 79 (1986), the objector must show that it is more likely than not the other party's peremptory challenges, if unexplained, were based on impermissible group bias?

Cert. Granted 1/7/05